

Message Text

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ACTION AF-18

INFO OCT-01 EUR-25 ISO-00 CIAE-00 DODE-00 PM-07 H-03

INR-10 L-03 NSAE-00 NSC-10 PA-04 RSC-01 PRS-01 SPC-03

SS-20 USIA-15 SAM-01 SY-10 AID-20 NEA-11 DRC-01 /164 W

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R 071100Z FEB 74

FM AMEMBASSY KHARTOUM

TO SECSTATE WASHDC 7688

INFO AMEMBASSY BRUSSELS

C O N F I D E N T I A L KHARTOUM 0262

E.O. 11652: GDS

TAGS: PINS, SU

SUBJ: KHARTOUM ASSASSINATIONS - DECISION ON APPEAL

REF: KHARTOUM 0201

1. EMBASSY ATTORNEY LEARNED FEB 6 THAT PROVINCE JUDGE HAD THAT DATE CALLED BOTH PRESIDING MAGISTRATE AND PROSECUTOR OF BOS INQUIRY TO INFORM THEM HIS DECISION COMPLETED ON DEFENDANTS' APPEAL. AS EXPECTED, PROVINCE JUDGE REJECTED APPEAL, REAFFIRMING MAGISTRATE'S DECISION BOTH ON JURISDICTION OF SUDANESE COURTS AND ON APPROPRIATENESS OF SUMMARY PROCEEDINGS FOR INQUIRY.

2. PRESS MONRNING FEB 7 CONFIRMS THIS REPORT QUOTING PUBLIC PROSECUTOR. ACCORDING TO PROSECUTOR'S STATEMENT NEXT STEP IS FOR MAGISTRATE OFFICIALLY TO INFORM DEFENDANTS OF DECISION, THIS TO TAKE PLACE FEBRUARY 10, AFTER WHICH MAGISTRATE TOGETHER WITH BOTH DEFENSE AND PROSECUTION TO AGREE ON DATE FOR RESUMPTION INQUIRY PROCEEDINGS. AS REPORTED PREVIOUSLY, POSSIBILITY OF COURSE EXISTS OF FURTHER DEFENSE APPEAL OF PROVINCE JUDGE'S RULINGS WHICH WOULD ALTER SUCH TIMETABLE.

3. COMMENT: EXPECTED DECISION REJECTING APPEAL IS
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WELCOME. REMAINS BE SEEN, HOWEVER, IF ACCELERATED PACE

THIS ISSUE FORECAST TO US BY NUMBER SOURCES WILL IN FACT
OCCUR.
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Message Attributes

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Disposition Case Number: n/a
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